

JOSEPH P. RUSSONIELLO
 United States Attorney
 JEREMY N. HENDON
 AMY MATCHISON (SBN 217022)
 Trial Attorneys, Tax Division
 U.S. Department of Justice
 P.O. Box 683, Ben Franklin Station
 Washington DC 20044-0683
 Telephone: (202) 353-2466
 (202) 307-6531
 Facsimile: (202) 307-0054
 E-mail: Jeremy.Hendon@usdoj.gov
Amy.T.Matchison@usdoj.gov
Western.Taxcivil@usdoj.gov

Attorneys for United States of America

**IN THE UNITED STATES DISTRICT COURT FOR THE
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION**

**TOM GONZALES, as Personal
 Representative for the Estate of
 Thomas J. Gonzales, II,**

Plaintiff,

vs.

UNITED STATES OF AMERICA,

Defendant.

Case No. C-08-3189-JL

**DECLINATION TO PROCEED BEFORE
 A MAGISTRATE JUDGE AND REQUEST
 FOR REASSIGNMENT TO A
 UNITED STATES DISTRICT JUDGE**

REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE

The undersigned party in the above-captioned civil matter hereby declines to consent to the assignment of this case to a United States Magistrate Judge for disposition and hereby requests the reassignment of this case to a United States District Judge.

Respectfully Submitted,

JOSEPH P. RUSSONIELLO
 United States Attorney

/s/ Amy Matchison
 AMY MATCHISON
 United States Department of Justice,
 Tax Division
 Attorneys for Defendant

CERTIFICATE OF SERVICE

IT IS HEREBY CERTIFIED that service of the foregoing **DECLINATION TO PROCEED BEFORE A MAGISTRATE JUDGE AND REQUEST FOR REASSIGNMENT TO A UNITED STATES DISTRICT JUDGE** has been made this 26th day of August, 2008 via the Court's CM/ECF system to:

Martin A. Schainbaum, Esq.

schainbm@taxwarrior.com

/s/ Amy Matchison
AMY MATCHISON
Trial Attorney, Tax Division
U.S. Department of Justice